

ATTORNEY DOCKET NO.  
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PATENT APPLICATION  
Serial No. 09/922,460

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Uwe SYDON  
Serial No.: 09/922,460  
Filing Date: August 3, 2001  
Group Art Unit: 2683  
Examiner: Joseph D. Nguyen

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DEC 13 2004

Title: **AIR INTERFACE WITH VARIABLE DATA RATE BY  
SWITCHING THE BIT TIME**

**Mail Stop AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>
The undersigned hereby certifies that this document is being facsimile transmitted to the fax number and date given below.
Facsimile Number: 703-872-9306
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Date: December <u>13</u> , 2004
By Raquel West: <u>[Signature]</u>

**RESPONSE PURSUANT TO 37 C.F.R. § 1.111**

In response to the Office Action mailed August 11, 2004 (the "Office Action"), Applicant respectfully requests the Examiner to reconsider the rejection of the claims in view of the following Amendments thereto, and the comments as set forth below. Please amend the Application as follows.

DAL01:824958.1